

House Engrossed

State of Arizona  
House of Representatives  
Forty-fifth Legislature  
Second Regular Session  
2002

CHAPTER 189

# HOUSE BILL 2484

AN ACT

AMENDING SECTION 15-797, ARIZONA REVISED STATUTES; AMENDING SECTION 15-901, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2001, SECOND SPECIAL SESSION, CHAPTER 9, SECTION 2; RELATING TO EDUCATION INSTRUCTION TIME.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-797, Arizona Revised Statutes, is amended to  
3 read:

4 15-797. Financial provisions for pupils in alternative  
5 education programs

6 A. School districts may count pupils for daily attendance as provided  
7 in section 15-901 who are not actually and physically in attendance in a  
8 recognized common or high school but who are enrolled in and actually and  
9 physically in attendance in an alternative education program which is  
10 provided by any public body or private person and which meets the standards  
11 that the state board of education and the governing board prescribe for the  
12 course of study given in the common and high schools.

13 B. The governing board of a school district shall prescribe procedures  
14 for verifying the attendance of pupils enrolled in an alternative education  
15 program which is provided by any public body or private person.

16 C. The governing board may make payments for the cost of the education  
17 of pupils as provided in this article not to exceed the cost per student  
18 count as provided in section 15-824, subsection G.

19 D. SCHOOL DISTRICTS OPERATING ALTERNATIVE SCHOOLS PURSUANT TO THIS  
20 SECTION AND CHARTER SCHOOLS OPERATING ON APPROVED ALTERNATIVE CALENDARS  
21 PURSUANT TO SECTION 15-183 MAY COUNT PUPILS AS HAVING ATTENDED FULL TIME IN  
22 ANY WEEK FOR WHICH THE PUPIL WAS ENROLLED IN AND PHYSICALLY ATTENDED AT LEAST  
23 TWENTY HOURS OF INSTRUCTION DURING THAT WEEK.

24 E. SCHOOL DISTRICTS OPERATING ALTERNATIVE SCHOOLS PURSUANT TO THIS  
25 SECTION AND CHARTER SCHOOLS OPERATING ON APPROVED ALTERNATIVE CALENDARS  
26 PURSUANT TO SECTION 15-183 SHALL COMPLY WITH THE ANNUAL HOURS OF INSTRUCTION  
27 REQUIREMENT PURSUANT TO SECTION 15-901.

28 Sec. 2. Section 15-901, Arizona Revised Statutes, as amended by Laws  
29 2001, second special session, chapter 9, section 2, is amended to read:

30 15-901. Definitions

31 A. In this title, unless the context otherwise requires:

32 1. "Average daily attendance" or "ADA" means actual average daily  
33 attendance through the first one hundred days or two hundred days in session,  
34 as applicable.

35 2. "Average daily membership" means the total enrollment of fractional  
36 students and full-time students, minus withdrawals, of each school day  
37 through the first one hundred days or two hundred days in session, as  
38 applicable, for the current year. Withdrawals include students formally  
39 withdrawn from schools and students absent for ten consecutive school days,  
40 except for excused absences as identified by the department of  
41 education. For computation purposes, the effective date of withdrawal shall  
42 be retroactive to the last day of actual attendance of the student.

43 (a) "Fractional student" means:

44 (i) For common schools, until fiscal year 2001-2002, a preschool child  
45 who is enrolled in a program for preschool children with disabilities of at

1 least three hundred sixty minutes each week or a kindergarten student at  
2 least five years of age prior to January 1 of the school year and enrolled  
3 in a school kindergarten program that meets at least three hundred forty-six  
4 instructional hours during the minimum number of days required in a school  
5 year as provided in section 15-341. In fiscal year 2001-2002, the  
6 kindergarten program shall meet at least three hundred forty-eight hours. In  
7 fiscal year 2002-2003, the kindergarten program shall meet at least three  
8 hundred fifty hours. In fiscal year 2003-2004, the kindergarten program  
9 shall meet at least three hundred fifty-two hours. In fiscal year 2004-2005,  
10 the kindergarten program shall meet at least three hundred fifty-four hours.  
11 In fiscal year 2005-2006 and each fiscal year thereafter, the kindergarten  
12 program shall meet at least three hundred fifty-six hours. Lunch periods and  
13 recess periods may not be included as part of the instructional hours unless  
14 the child's individualized education program requires instruction during  
15 those periods and the specific reasons for such instruction are fully  
16 documented. In computing the average daily membership, preschool children  
17 with disabilities and kindergarten students shall be counted as one-half of  
18 a full-time student. For common schools, a part-time student is a student  
19 enrolled for less than the total time for a full-time student as defined in  
20 this section. A part-time common school student shall be counted as  
21 one-fourth, one-half or three-fourths of a full-time student if the student  
22 is enrolled in an instructional program that is at least one-fourth, one-half  
23 or three-fourths of the time a full-time student is enrolled as defined in  
24 subdivision (b) of this paragraph.

25 (ii) For high schools, a part-time student who is enrolled in less  
26 than four subjects that count toward graduation as defined by the state board  
27 of education in a recognized high school and who is taught in less than  
28 twenty instructional hours per week prorated for any week with fewer than  
29 five school days. A part-time high school student shall be counted as  
30 one-fourth, one-half or three-fourths of a full-time student if the student  
31 is enrolled in an instructional program that is at least one-fourth, one-half  
32 or three-fourths of a full-time instructional program as defined in  
33 subdivision (c) of this paragraph.

34 (b) "Full-time student" means:

35 (i) For common schools, a student who is at least six years of age  
36 prior to January 1 of a school year, who has not graduated from the highest  
37 grade taught in the school district and who is regularly enrolled in a course  
38 of study required by the state board of education. Until fiscal year  
39 2001-2002, first, second and third grade students, ungraded students at least  
40 six, but under nine, years of age by September 1 or ungraded group B children  
41 with disabilities who are at least five, but under six, years of age by  
42 September 1 must be enrolled in an instructional program that meets for a  
43 total of at least six hundred ninety-two hours during the minimum number of  
44 days required in a school year as provided in section 15-341. In fiscal year  
45 2001-2002, the program shall meet at least six hundred ninety-six hours. In

1 fiscal year 2002-2003, the program shall meet at least seven hundred hours.  
 2 In fiscal year 2003-2004, the program shall meet at least seven hundred four  
 3 hours. In fiscal year 2004-2005, the program shall meet at least seven  
 4 hundred eight hours. In fiscal year 2005-2006 and in each fiscal year  
 5 thereafter, the program shall meet at least seven hundred twelve  
 6 hours. Until fiscal year 2001-2002, fourth, fifth and sixth grade students  
 7 or ungraded students at least nine, but under twelve, years of age by  
 8 September 1 must be enrolled in an instructional program that meets for a  
 9 total of at least eight hundred sixty-five hours during the minimum number  
 10 of school days required in a school year as provided in section 15-341. In  
 11 fiscal year 2001-2002, the program shall meet at least eight hundred seventy  
 12 hours. In fiscal year 2002-2003, the program shall meet at least eight  
 13 hundred seventy-five hours. In fiscal year 2003-2004, the program shall meet  
 14 at least eight hundred eighty hours. In fiscal year 2004-2005, the program  
 15 shall meet at least eight hundred eighty-five hours. In fiscal year  
 16 2005-2006 and each fiscal year thereafter, the program shall meet at least  
 17 eight hundred ninety hours. Until fiscal year 2001-2002, seventh and eighth  
 18 grade students or ungraded students at least twelve, but under fourteen,  
 19 years of age by September 1 must be enrolled in an instructional program that  
 20 meets for a total of at least one thousand thirty-eight hours during the  
 21 minimum number of days required in a school year as provided in section  
 22 15-341. In fiscal year 2001-2002, the program shall meet at least one  
 23 thousand forty-four hours. In fiscal year 2002-2003, the program shall meet  
 24 at least one thousand fifty hours. In fiscal year 2003-2004, the program  
 25 shall meet at least one thousand fifty-six hours. In fiscal year 2004-2005,  
 26 the program shall meet at least one thousand sixty-two hours. In fiscal year  
 27 2005-2006 and each fiscal year thereafter, the program shall meet at least  
 28 one thousand sixty-eight hours. Lunch periods and recess periods may not be  
 29 included as part of the instructional hours unless the student is a child  
 30 with a disability and the child's individualized education program requires  
 31 instruction during those periods and the specific reasons for such  
 32 instruction are fully documented.

33 (ii) For high schools, a student not graduated from the highest grade  
 34 taught in the school district, or an ungraded student at least fourteen years  
 35 of age by September 1, and enrolled in at least a full-time instructional  
 36 program of subjects that count toward graduation as defined by the state  
 37 board of education in a recognized high school. A full-time student shall  
 38 not be counted more than once for computation of average daily membership.

39 (iii) For homebound or hospitalized, a student receiving at least four  
 40 hours of instruction per week.

41 (c) "Full-time instructional program" means: ~~at least four subjects,~~  
 42 ~~each of which, if taught each school day for the minimum number of days~~  
 43 ~~required in a school year, through fiscal year 2000-2001, would meet a~~  
 44 ~~minimum of one hundred twenty hours a year, or the equivalent, or one or more~~  
 45 ~~subjects taught in amounts of time totalling at least twenty hours per week~~

1 ~~prorated for any week with fewer than five school days. For fiscal years~~  
2 ~~after 2000-2001:~~

3 ~~(i) In fiscal years 2001-2002 and 2002-2003, each subject shall meet~~  
4 ~~at least one hundred twenty-two hours. In fiscal year 2003-2004 and each~~  
5 ~~fiscal year thereafter, each subject shall meet at least one hundred~~  
6 ~~twenty-three hours.~~

7 ~~(ii) For grades nine, ten and eleven, the total program shall meet at~~  
8 ~~least eight hundred eighty hours in fiscal year 2001-2002. In fiscal year~~  
9 ~~2002-2003, the total program shall meet at least eight hundred eighty-five~~  
10 ~~hours. In fiscal year 2003-2004, the total program shall meet at least eight~~  
11 ~~hundred ninety hours. In fiscal year 2004-2005, the total program shall meet~~  
12 ~~at least eight hundred ninety-five hours. In fiscal year 2005-2006 and each~~  
13 ~~fiscal year thereafter, the total program shall meet at least nine hundred~~  
14 ~~hours.~~

15 (i) THROUGH FISCAL YEAR 2000-2001, AT LEAST FOUR SUBJECTS, EACH OF  
16 WHICH, IF TAUGHT EACH SCHOOL DAY FOR THE MINIMUM NUMBER OF DAYS REQUIRED IN  
17 A SCHOOL YEAR, WOULD MEET A MINIMUM OF ONE HUNDRED TWENTY HOURS A YEAR, OR  
18 THE EQUIVALENT, OR ONE OR MORE SUBJECTS TAUGHT IN AMOUNTS OF TIME TOTALING  
19 AT LEAST TWENTY HOURS PER WEEK PRORATED FOR ANY WEEK WITH FEWER THAN FIVE  
20 SCHOOL DAYS.

21 (ii) FOR FISCAL YEAR 2001-2002, AN INSTRUCTIONAL PROGRAM THAT MEETS  
22 AT LEAST A TOTAL OF SEVEN HUNDRED FOUR HOURS DURING THE MINIMUM NUMBER OF  
23 DAYS REQUIRED AND INCLUDES AT LEAST FOUR SUBJECTS EACH OF WHICH, IF TAUGHT  
24 EACH SCHOOL DAY FOR THE MINIMUM NUMBER OF DAYS REQUIRED IN A SCHOOL YEAR,  
25 WOULD MEET A MINIMUM OF ONE HUNDRED TWENTY-TWO HOURS A YEAR, OR THE  
26 EQUIVALENT, OR ONE OR MORE SUBJECTS TAUGHT IN AMOUNTS OF TIME TOTALING AT  
27 LEAST TWENTY HOURS PER WEEK PRORATED FOR ANY WEEK WITH FEWER THAN FIVE SCHOOL  
28 DAYS.

29 (iii) FOR FISCAL YEAR 2002-2003, AN INSTRUCTIONAL PROGRAM THAT MEETS  
30 AT LEAST A TOTAL OF SEVEN HUNDRED EIGHT HOURS DURING THE MINIMUM NUMBER OF  
31 DAYS REQUIRED AND INCLUDES AT LEAST FOUR SUBJECTS EACH OF WHICH, IF TAUGHT  
32 EACH SCHOOL DAY FOR THE MINIMUM NUMBER OF DAYS REQUIRED IN A SCHOOL YEAR,  
33 WOULD MEET A MINIMUM OF ONE HUNDRED TWENTY-TWO HOURS A YEAR, OR THE  
34 EQUIVALENT, OR ONE OR MORE SUBJECTS TAUGHT IN AMOUNTS OF TIME TOTALING AT  
35 LEAST TWENTY HOURS PER WEEK PRORATED FOR ANY WEEK WITH FEWER THAN FIVE SCHOOL  
36 DAYS.

37 (iv) FOR FISCAL YEAR 2003-2004, AN INSTRUCTIONAL PROGRAM THAT MEETS  
38 AT LEAST A TOTAL OF SEVEN HUNDRED TWELVE HOURS DURING THE MINIMUM NUMBER OF  
39 DAYS REQUIRED AND INCLUDES AT LEAST FOUR SUBJECTS EACH OF WHICH, IF TAUGHT  
40 EACH SCHOOL DAY FOR THE MINIMUM NUMBER OF DAYS REQUIRED IN A SCHOOL YEAR,  
41 WOULD MEET A MINIMUM OF ONE HUNDRED TWENTY-THREE HOURS A YEAR, OR THE  
42 EQUIVALENT, OR ONE OR MORE SUBJECTS TAUGHT IN AMOUNTS OF TIME TOTALING AT  
43 LEAST TWENTY HOURS PER WEEK PRORATED FOR ANY WEEK WITH FEWER THAN FIVE SCHOOL  
44 DAYS.

1 (v) FOR FISCAL YEAR 2004-2005, AN INSTRUCTIONAL PROGRAM THAT MEETS AT  
2 LEAST A TOTAL OF SEVEN HUNDRED SIXTEEN HOURS DURING THE MINIMUM NUMBER OF  
3 DAYS REQUIRED AND INCLUDES AT LEAST FOUR SUBJECTS EACH OF WHICH, IF TAUGHT  
4 EACH SCHOOL DAY FOR THE MINIMUM NUMBER OF DAYS REQUIRED IN A SCHOOL YEAR,  
5 WOULD MEET A MINIMUM OF ONE HUNDRED TWENTY-THREE HOURS A YEAR, OR THE  
6 EQUIVALENT, OR ONE OR MORE SUBJECTS TAUGHT IN AMOUNTS OF TIME TOTALING AT  
7 LEAST TWENTY HOURS PER WEEK PRORATED FOR ANY WEEK WITH FEWER THAN FIVE SCHOOL  
8 DAYS.

9 (vi) FOR FISCAL YEAR 2005-2006 AND EACH FISCAL YEAR THEREAFTER, AN  
10 INSTRUCTIONAL PROGRAM THAT MEETS AT LEAST A TOTAL OF SEVEN HUNDRED TWENTY  
11 HOURS DURING THE MINIMUM NUMBER OF DAYS REQUIRED AND INCLUDES AT LEAST FOUR  
12 SUBJECTS EACH OF WHICH, IF TAUGHT EACH SCHOOL DAY FOR THE MINIMUM NUMBER OF  
13 DAYS REQUIRED IN A SCHOOL YEAR, WOULD MEET A MINIMUM OF ONE HUNDRED  
14 TWENTY-THREE HOURS A YEAR, OR THE EQUIVALENT, OR ONE OR MORE SUBJECTS TAUGHT  
15 IN AMOUNTS OF TIME TOTALING AT LEAST TWENTY HOURS PER WEEK PRORATED FOR ANY  
16 WEEK WITH FEWER THAN FIVE SCHOOL DAYS.

17 3. "Budget year" means the fiscal year for which the school district  
18 is budgeting and which immediately follows the current year.

19 4. "Common school district" means a political subdivision of this  
20 state offering instruction to students in programs for preschool children  
21 with disabilities and kindergarten programs and grades one through eight.

22 5. "Current year" means the fiscal year in which a school district is  
23 operating.

24 6. "Daily attendance" means:

25 (a) For common schools, days in which a pupil:

26 (i) Of a kindergarten program or ungraded, but not group B children  
27 with disabilities, and at least five, but under six, years of age by  
28 September 1 attends at least three-quarters of the instructional time  
29 scheduled for the day. If the total instruction time scheduled for the year  
30 is at least three hundred forty-six hours but is less than six hundred  
31 ninety-two hours such attendance shall be counted as one-half day of  
32 attendance. If the instructional time scheduled for the year is at least six  
33 hundred ninety-two hours, "daily attendance" means days in which a pupil  
34 attends at least one-half of the instructional time scheduled for the  
35 day. Such attendance shall be counted as one-half day of attendance.

36 (ii) Of the first, second or third grades, ungraded and at least six,  
37 but under nine, years of age by September 1 or ungraded group B children with  
38 disabilities and at least five, but under six, years of age by September 1  
39 attends more than three-quarters of the instructional time scheduled for the  
40 day.

41 (iii) Of the fourth, fifth or sixth grades or ungraded and at least  
42 nine, but under twelve, years of age by September 1 attends more than  
43 three-quarters of the instructional time scheduled for the day, except as  
44 provided in section 15-797.

1 (iv) Of the seventh or eighth grades or ungraded and at least twelve,  
2 but under fourteen, years of age by September 1 attends more than  
3 three-quarters of the instructional time scheduled for the day, except as  
4 provided in section 15-797.

5 (b) For common schools, the attendance of a pupil at three-quarters  
6 or less of the instructional time scheduled for the day shall be counted as  
7 follows, except as provided in section 15-797 and except that attendance for  
8 a fractional student shall not exceed the pupil's fractional membership:

9 (i) If attendance for all pupils in the school is based on quarter  
10 days, the attendance of a pupil shall be counted as one-fourth of a day's  
11 attendance for each one-fourth of full-time instructional time attended.

12 (ii) If attendance for all pupils in the school is based on half days,  
13 the attendance of at least three-quarters of the instructional time scheduled  
14 for the day shall be counted as a full day's attendance and attendance at a  
15 minimum of one-half but less than three-quarters of the instructional time  
16 scheduled for the day equals one-half day of attendance.

17 (c) For common schools, the attendance of a preschool child with  
18 disabilities shall be counted as one-fourth day's attendance for each  
19 thirty-six minutes of attendance not including lunch periods and recess  
20 periods, except as provided in paragraph 2, subdivision (a), item (i) of this  
21 subsection for children with disabilities up to a maximum of three hundred  
22 sixty minutes each week.

23 (d) For high schools or ungraded schools in which the pupil is at  
24 least fourteen years of age by September 1, the attendance of a pupil shall  
25 not be counted as a full day unless the pupil is actually and physically in  
26 attendance and enrolled in and carrying four subjects, each of which, if  
27 taught each school day for the minimum number of days required in a school  
28 year, would meet a minimum of one hundred twenty hours a year, or the  
29 equivalent, that count toward graduation in a recognized high school except  
30 as provided in section 15-797 and subdivision (e) of this paragraph.  
31 Attendance of a pupil carrying less than the load prescribed shall be  
32 prorated.

33 (e) For high schools or ungraded schools in which the pupil is at  
34 least fourteen years of age by September 1, the attendance of a pupil may be  
35 counted as one-fourth of a day's attendance for each sixty minutes of  
36 instructional time in a subject that counts toward graduation, except that  
37 attendance for a pupil shall not exceed the pupil's full or fractional  
38 membership.

39 (f) For homebound or hospitalized, a full day of attendance may be  
40 counted for each day during a week in which the student receives at least  
41 four hours of instruction.

42 (g) For school districts which maintain school for an approved  
43 year-round school year operation, attendance shall be based on a computation,  
44 as prescribed by the superintendent of public instruction, of the one hundred  
45 eighty days' equivalency or two hundred days' equivalency, as applicable, of

1 instructional time as approved by the superintendent of public instruction  
2 during which each pupil is enrolled.

3 7. "Daily route mileage" means the sum of:

4 (a) The total number of miles driven daily by all buses of a school  
5 district while transporting eligible students from their residence to the  
6 school of attendance and from the school of attendance to their residence on  
7 scheduled routes approved by the superintendent of public instruction.

8 (b) The total number of miles driven daily on routes approved by the  
9 superintendent of public instruction for which a private party, a political  
10 subdivision or a common or a contract carrier is reimbursed for bringing an  
11 eligible student from the place of his residence to a school transportation  
12 pickup point or to the school of attendance and from the school  
13 transportation scheduled return point or from the school of attendance to his  
14 residence.

15 Daily route mileage includes the total number of miles necessary to drive to  
16 transport eligible students from and to their residence as provided in this  
17 paragraph.

18 8. "District support level" means the base support level plus the  
19 transportation support level.

20 9. "Eligible students" means:

21 (a) Students who are transported by or for a school district and who  
22 qualify as full-time students or fractional students, except students for  
23 whom transportation is paid by another school district or a county school  
24 superintendent, and:

25 (i) For common school students, whose place of actual residence within  
26 the school district is more than one mile from the school facility of  
27 attendance or students who are admitted pursuant to section 15-816.01 and who  
28 meet the economic eligibility requirements established under the national  
29 school lunch and child nutrition acts (42 United States Code sections 1751  
30 through 1785) for free or reduced price lunches and whose actual place of  
31 residence outside the school district boundaries is more than one mile from  
32 the school facility of attendance.

33 (ii) For high school students, whose place of actual residence within  
34 the school district is more than one and one-half miles from the school  
35 facility of attendance or students who are admitted pursuant to section  
36 15-816.01 and who meet the economic eligibility requirements established  
37 under the national school lunch and child nutrition acts (42 United States  
38 Code sections 1751 through 1785) for free or reduced price lunches and whose  
39 actual place of residence outside the school district boundaries is more than  
40 one and one-half miles from the school facility of attendance.

41 (b) Kindergarten students, for purposes of computing the number of  
42 eligible students under subdivision (a), item (i) of this paragraph, shall  
43 be counted as full-time students, notwithstanding any other provision of law.

44 (c) Children with disabilities, as defined by section 15-761, who are  
45 transported by or for the school district or who are admitted pursuant to



chapter 8, article 1.1 of this title and who qualify as full-time students or fractional students regardless of location or residence within the school district or children with disabilities whose transportation is required by the pupil's individualized education program.

(d) Students whose residence is outside the school district and who are transported within the school district on the same basis as students who reside in the school district.

10. "Enrolled" or "enrollment" means when a pupil is currently registered in the school district.

11. "GDP price deflator" means the average of the four implicit price deflators for the gross domestic product reported by the United States department of commerce for the four quarters of the calendar year.

12. "High school district" means a political subdivision of this state offering instruction to students for grades nine through twelve or that portion of the budget of a common school district which is allocated to teaching high school subjects with permission of the state board of education.

13. "Revenue control limit" means the base revenue control limit plus the transportation revenue control limit.

14. "Student count" means average daily membership as prescribed in this subsection for the fiscal year prior to the current year, except that for the purpose of budget preparation student count means average daily membership as prescribed in this subsection for the current year.

15. "Submit electronically" means submitted in a format and in a manner prescribed by the department of education.

16. "Total bus mileage" means the total number of miles driven by all buses of a school district during the school year.

17. "Total students transported" means all eligible students transported from their place of residence to a school transportation pickup point or to the school of attendance and from the school of attendance or from the school transportation scheduled return point to their place of residence.

18. "Unified school district" means a political subdivision of the state offering instruction to students in programs for preschool children with disabilities and kindergarten programs and grades one through twelve.

8. In this title, unless the context otherwise requires:

1. "Base" means the revenue level per student count specified by the legislature.

2. "Base level" means:

(a) For fiscal year 1999-2000, two thousand five hundred fifty-nine dollars ninety-three cents.

(b) For fiscal year 2000-2001, two thousand five hundred eighty-five dollars sixty cents.

(c) For fiscal year 2001-2002, two thousand six hundred eighty-seven dollars thirty-two cents.

(d) For fiscal year 2002-2003, two thousand seven hundred fifty-three dollars ninety cents.

3. "Base revenue control limit" means the base revenue control limit computed as provided in section 15-944.

4. "Base support level" means the base support level as provided in section 15-943.

5. "Certified teacher" means a person who is certified as a teacher pursuant to the rules adopted by the state board of education, who renders direct and personal services to school children in the form of instruction related to the school district's educational course of study and who is paid from the maintenance and operation section of the budget.

6. "ED, MIMR, SLD, SLI and OHI" means programs for children with emotional disabilities, mild mental retardation, a specific learning disability, a speech/language impairment and other health impairments.

7. "ED-P" means programs for children with emotional disabilities who are enrolled in private special education programs as prescribed in section 15-765, subsection D, paragraph 1 or in an intensive school district program as provided in section 15-765, subsection D, paragraph 2.

8. "ELL" means English learners who do not speak English or whose native language is not English, who are not currently able to perform ordinary classroom work in English and who are enrolled in an English language education program pursuant to sections 15-751, 15-752 and 15-753.

9. "Full-time equivalent certified teacher" or "FTE certified teacher" means for a certified teacher the following:

(a) If employed full time as defined in section 15-501, 1.00.

(b) If employed less than full time, multiply 1.00 by the percentage of a full school day, or its equivalent, or a full class load, or its equivalent, for which the teacher is employed as determined by the governing board.

10. "Group A" means educational programs for career exploration, a specific learning disability, an emotional disability, mild mental retardation, remedial education, a speech/language impairment, homebound, bilingual, preschool moderate delay, preschool speech/language delay, other health impairments and gifted pupils.

11. "Group B" means educational improvements for pupils in kindergarten programs and grades one through three, educational programs for autism, a hearing impairment, moderate mental retardation, multiple disabilities, multiple disabilities with severe sensory impairment, orthopedic impairments, preschool severe delay, severe mental retardation and emotional disabilities for school age pupils enrolled in private special education programs or in school district programs for children with severe disabilities or visual impairment and English learners enrolled in a program to promote English language proficiency pursuant to section 15-752.

12. "HI" means programs for pupils with hearing impairment.

1        13. "Homebound" or "hospitalized" means a pupil who is capable of  
2        profiting from academic instruction but is unable to attend school due to  
3        illness, disease, accident or other health conditions, who has been examined  
4        by a competent medical doctor and who is certified by that doctor as being  
5        unable to attend regular classes for a period of not less than three school  
6        months or a pupil who is capable of profiting from academic instruction but  
7        is unable to attend school regularly due to chronic or acute health problems,  
8        who has been examined by a competent medical doctor and who is certified by  
9        that doctor as being unable to attend regular classes for intermittent  
10       periods of time totaling three school months during a school year. The  
11       medical certification shall state the general medical condition, such as  
12       illness, disease or chronic health condition, that is the reason that the  
13       pupil is unable to attend school. Homebound or hospitalized includes a  
14       student who is unable to attend school for a period of less than three months  
15       due to a pregnancy if a competent medical doctor, after an examination,  
16       certifies that the student is unable to attend regular classes due to risk  
17       to the pregnancy or to the student's health.

18       14. "K-3" means kindergarten programs and grades one through three.

19       15. "MD-R, A-R and SMR-R" means resource programs for pupils with  
20       multiple disabilities, autism and severe mental retardation.

21       16. "MD-SC, A-SC and SMR-SC" means self-contained programs for pupils  
22       with multiple disabilities, autism and severe mental retardation.

23       17. "MDSSI" means a program for pupils with multiple disabilities with  
24       severe sensory impairment.

25       18. "MOMR" means programs for pupils with moderate mental retardation.

26       19. "OI-R" means a resource program for pupils with orthopedic  
27       impairments.

28       20. "OI-SC" means a self-contained program for pupils with orthopedic  
29       impairments.

30       21. "PSD" means preschool programs for children with disabilities as  
31       provided in section 15-771.

32       22. "P-SD" means programs for children who meet the definition of  
33       preschool severe delay as provided in section 15-771.

34       23. "Qualifying tax rate" means the qualifying tax rate specified in  
35       section 15-971 applied to the assessed valuation used for primary property  
36       taxes.

37       24. "Small isolated school district" means a school district which  
38       meets all of the following:

39       (a) Has a student count of fewer than six hundred in kindergarten  
40       programs and grades one through eight or grades nine through twelve.

41       (b) Contains no school which is fewer than thirty miles by the most  
42       reasonable route from another school, or, if road conditions and terrain make  
43       the driving slow or hazardous, fifteen miles from another school which  
44       teaches one or more of the same grades and is operated by another school  
45       district in this state.

1 (c) Is designated as a small isolated school district by the  
2 superintendent of public instruction.

3 25. "Small school district" means a school district which meets all of  
4 the following:

5 (a) Has a student count of fewer than six hundred in kindergarten  
6 programs and grades one through eight or grades nine through twelve.

7 (b) Contains at least one school which is fewer than thirty miles by  
8 the most reasonable route from another school which teaches one or more of  
9 the same grades and is operated by another school district in this state.

10 (c) Is designated as a small school district by the superintendent of  
11 public instruction.

12 26. "Transportation revenue control limit" means the transportation  
13 revenue control limit computed as prescribed in section 15-946.

14 27. "Transportation support level" means the support level for pupil  
15 transportation operating expenses as provided in section 15-945.

16 28. "VI" means programs for pupils with visual impairments.

17 29. "Voc. Ed." means vocational and technological education programs,  
18 as defined in section 15-781, except that for the purpose of computing the  
19 district support level as provided in this title vocational and technological  
20 education programs only include approved vocational and technological  
21 programs for students in grades nine through twelve.


APPROVED BY THE GOVERNOR MAY 9, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 9, 2002.

Passed the House April 8, 2002,

by the following vote: 50 Ayes,

0 Nays, 10 Not Voting

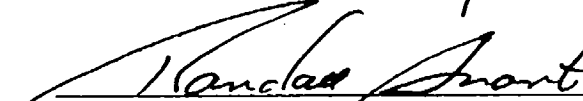
  
Speaker of the House


  
Chief Clerk of the House

Passed the Senate May 7, 2002,

by the following vote: 21 Ayes,

5 Nays, 4 Not Voting

  
President of the Senate

  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

8 day of May, 2002

at 8:05 o'clock A M.

  
Secretary to the Governor

Approved this 9 day of

May, 2002

at 12:00 o'clock P M.

  
Governor of Arizona


H.B. 2484

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 9 day of May, 2002

at 3:27 o'clock P M.

  
Secretary of State